

### **Board Members**

Gary D. Lovejoy, Ph.D.  
Chairman  
Fred Wiggins, Ph.D.  
Vice-Chairman  
Ramona N. Mellott, Ph.D.  
Secretary  
Melissa Del-Colle  
Joseph C. Donaldson  
Megan Hunter-Williams  
Cheryl L. Karp, Ph.D.  
Miki Paul, Ph.D.  
Frederick Wechsler, Ph.D. ABPP



## **State of Arizona Board of Psychologist Examiners**

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### **Staff**

Sonja Bolf  
Executive Director  
Meghan B. Hinckley  
Deputy Director  
Victoria Kamm, CI  
Investigator  
Steven Schroder  
Administrative  
Assistant

## **REGULAR SESSION MINUTES**

**Friday, June 6, 2008**

1400 West Washington  
Basement Conference Room, #B-1  
Phoenix, AZ 85007

### **1. CALL TO ORDER**

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Lovejoy at 8:35 a.m. on Friday, June 6, 2008. One Executive Session was held from 1:05 p.m.

### **2. ROLL CALL**

#### **Board Members Present**

Gary D. Lovejoy, Ph.D. - Chairman  
Fred Wiggins, Ph.D. - Vice-Chairman  
Ramona N. Mellott, Ph.D. - Secretary  
Joseph C. Donaldson  
Megan Hunter-Williams  
Cheryl Karp, Ph.D.  
Miki Paul, Ph.D.  
Frederick Wechsler, Psy.D., ABPP

#### **Staff Present**

Sonja Bolf, Executive Director  
Meghan B. Hinckley, Deputy Director  
Victoria Kamm, Investigator  
Steven Schroder, Administrative Assistant

#### **Attorney General's Office**

Dawn Lee, Assistant Attorney General

#### **Board Members Absent**

Melissa Del-Colle

### **3. REMARKS/ANNOUNCEMENTS**

- **Board Member and Staff Appreciation** - Chairman Lovejoy thanked staff for all their dedication and hard work. Chairman Lovejoy also thanked the Board members for all of their hard work on the various committees including the Complaint Screening Committee and the Applications Review Committee.
- **CE Documentation** - Chairman Lovejoy announced that licensees could receive CE credits in Ethics for their attendance at Board meetings. Chairman Lovejoy explained that in order to obtain credit one must register on the CE roster, complete a three page CE record form, have the first page signed and stamped with the validation stamp, keep the first page, and submit the remaining pages to Ms. Kamm or Ms. Hinckley. It was noted that Ms. Kamm and Ms. Hinckley are the only two staff that can stamp the CE validation form. Licensees are eligible to receive two credits for attending the morning session, and four credits for all day attendance.
- **Board Assessment Forms** - Chairman Lovejoy announced to members of the public that the Board appreciates feedback regarding their meetings and that they read every evaluation.

Chairman Lovejoy encouraged members of the audience to complete a Board Meeting Assessment Survey and place them in the box outside the Board room.

#### 4. APPROVAL OF MINUTES

- **Regular Session – April 4, 2008** – Dr. Karp noted that on page 4, #12, it needed to read, “Chairman Lovejoy appointed Dr. Karp to lead an ad hoc committee to research the Forensic Psychologist issues and report on it at the next in person Board meeting.” Dr. Wechsler noted that on page 4, #13, instead on “APPIC approved,” it should read that the internship sites are “APPIC member” sites. Dr. Paul noted that on page 7, #18, “Dr. Robbins” needed to be change to read “Dr. Berry.” In addition, Dr. Paul noted that the last page needed to be renumbered correctly. Dr. Wechsler made a motion, seconded by Dr. Karp, and carried (8-0), with Ms. Del-Colle absent, to accept the April 4, 2008 Regular Session minutes as corrected.
- **Executive Session Minutes – February 8, 2008** – Dr. Paul made a motion, seconded by Ms. Hunter-Williams, and carried (8-0), with Ms. Del-Colle absent, to approve the April 4, 2008 Executive Session minutes.
- **Regular Session Minutes, Teleconference – May 2, 2008** – Dr. Wechsler noted that on page 2, the minutes should read “Dr. Wechsler offered to “provide” a list, not “prove.” Dr. Paul made a motion, seconded by Dr. Karp, and carried (8-0), with Ms. Del-Colle absent, to accept the May 2, 2008 Regular Session Teleconference minutes as corrected.

#### 5. CALL TO THE PUBLIC

Chairman Lovejoy gave the public the opportunity to address the Board at this time. Dr. Faren Akins, the Arizona Psychological Association’s (AzPA) liaison to the Board, presented the Board documents containing the clarifications of various bills. Dr. Akins noted that the current child abuse reporting bill (A.R.S. § 13-3620) requires that a psychologist report abuse without regard to the current age of the victim. It is the opinion of the stakeholders that this be modified to reflect that a previous history of child hood abuse, reported by an adult, should be reported at the discretion of the adult patient and not the duty of the psychologist to report.

In addition, Dr. Akins noted that the semantics regarding requirements for the licensing experience of a supervisor are ambiguous. In A.R.S. § 32-2071 it is unclear as to whether the supervisor must be licensed for two years *in the state where the supervision occurs*. Dr. Akins suggested adding the wording “any jurisdiction in the United States or Canada,” in order to clarify this issue.

Lastly, Dr. Akins also stated that it is unclear as to the ethical role of a psychologist to “recommend” medication management for their patients. He noted that few states are adopting prescribing legislature in order to clarify what role a licensed psychologist plays in the medication management of a patient under their treatment.

Dr. Akins thanked the Board for their time and their consideration regarding these addition statute matters.

#### 6. INFORMAL INTERVIEW

##### a) 9:00 a.m. Larry Grimm, Ed.D. – No. 07-52

Dr. Grimm was not present and Board staff did not receive confirmation of his attendance at this Informal Interview.

After discussion, Chairman Lovejoy made a motion, seconded by Mr. Donaldson, and carried unanimously (8-0) with Ms. Del-Colle absent, to postpone this matter until the next Board meeting. Furthermore, Dr. Lovejoy directed staff to re-send the Informal Interview notice to Dr. Grimm via first class mail as well as a certified in order to ensure that Dr. Grimm receives notice.

**7. REVIEW, DISCUSSION, POSSIBLE ACTION ON EXECUTIVE DIRECTOR'S HIRING/PERSONNEL DECISIONS – Chairman Lovejoy, Sonja Bolf**

Dr. Mellott made a motion, seconded by Dr. Paul, and unanimously carried (8-0), with Ms. Del-Colle absent, to move into executive session. The Board moved into Executive Session at 1:05 p.m. The Board reconvened in open session at 5:10 p.m.

Dr. Wechsler made a motion, seconded by Ms. Hunter-Williams, and which carried (7-1), with Dr. Lovejoy voting no, and Ms. Del-Colle absent, to schedule a Board meeting on Wednesday June 11, 2008 at 10:00 a.m. for the purposes of discussing and taking any and all actions available to the Board regarding Ms. Bolf's hiring/personnel decisions.

Dr. Lovejoy also made a motion, seconded by Dr. Wechsler, and unanimously carried (8-0), with Ms. Del-Colle absent, to place an agenda item on the June 11, 2008 meeting schedule for review, discussion, and decision regarding consideration of Mr. Schroder's resignation and offer to stay with the agency until the Governor's hiring freeze is lifted.

**8. DISCUSSION/DECISION REGARDING POSSIBLE VIOLATION OF BOARD ORDER AND OPENING A BOARD COMPLAINT – Ms. Kamm/Chairman Lovejoy**

**Katrina Buwalda, Psy.D. - No. APP-04-41**

Ms. Kamm presented an overview of the terms of the Consent Agreement which Dr. Buwalda entered into with the Board on October 10, 2007. Ms. Kamm explained that Dr. Buwalda had recently completed two biological fluid tests, both of which were classified as "dilute" results. Ms. Kamm reported that Dr. Buwalda had not submitted her documentation from the nephrologists or her primary care physician to the Board for their review.

Dr. Wechsler made a motion, seconded Dr. Paul, and unanimously carried (8-0), with Ms. Del-Colle absent, to open a Board complaint regarding Dr. Buwalda's possible violation in compliance with a Board Order for biological fluid testing. Dr. Paul also directed staff to issue a subpoena to both Dr. Buwalda's current primary care physician and nephrologists for all her medical records and to ask Dr. Buwalda for another fluid test prior to next Board meeting.

**9. DISCUSSION/DECISION REGARDING REQUEST FOR REINSTATEMENT OF LICENSE FROM MEDICAL INACTIVE STATUS TO ACTIVE STATUS**

**Gloria Bernat, Ph.D. – No. 07-55**

Dr. Paul presented an overview of the case and noted that Dr. Bernat had complied with all terms for reinstatement of her license. Dr. Paul made the motion, seconded by Ms. Hunter-Williams, with Ms. Del-Colle absent, to reinstate Dr. Bernat's license from Medical Inactive status to Active status. The motion carried unanimously (8-0).

**10. REPORT ON ASPPB MID-YEAR MEETING, APRIL, 2008– Dr. Mellott and Ms. Bolf**

Dr. Mellott and Ms. Bolf presented a slide show from the 2008 ASPPB Meeting in Vancouver. Dr. Mellott presented several of the topics that were discussed, including supervision and reciprocity issues, are being discussed nationwide. Ms. Bolf added that the majority of the issues facing our Board are those that affect the profession nation wide.

**11. DISCUSSION/DECISION REGARDING CURRENT AND FUTURE PROPOSED STATUTE AND RULE REVISIONS – Chairman Lovejoy, Ms. Bolf.**

Dr. Lovejoy requested to table this discussion until the August 2, 2008 Board Meeting.

**12. EXECUTIVE DIRECTOR'S REPORT**

- **Financial** – Ms. Bolf reported as of April 2008, ten months into the Fiscal Year 2008, the Board has expended 77% of its appropriation of \$389,800. On May 1, 2008, the Board

received notification that additional rent of \$1500.00 was being requested. The amount had NOT been appropriated for in our budget. Ms. Bolf reported that the budget remains sound and stable with no un-foreseen expenditures for the remainder of the Fiscal Year 2008.

- **Legislative Update**– Ms. Bolf reported that on February 20, 2008, she attended a meeting with the House Health Committee regarding **HB 2470** regarding the Behavioral Health Analysts (BHA's). After the meeting, it was decided that the bill needed to be discussed further. During a teleconference meeting in March, Dr. Terri Rodgers (BHA), Dr. Wechsler, Mr. Stuart Goodman, and Ms. Sonja Bolf discussed the issue and determined that it would be better if the BHAs were housed with a state licensing agency that is not related to the profession to avoid any misconception to the public. The meeting was very positive and the BHA's agreed to try and find another host agency. Currently, they are in discussions with the Chiropractic Board. To date, HB 2470 has passed out of the House and will be assigned to the Senate Health Committee where the bill will be amended to reflect the Chiropractic Boards offer to house them.

Ms. Bolf announced that the Governor signed **HB 2847 "Steven's Law"** which became effective March 21, 2008. The Bill states that coverage shall not be denied for medically necessary behavioral therapy services based upon a diagnosis of Autism Spectrum Disorder (ASD).

Ms. Bolf stated that **HB 2640** passed out of the House and is awaiting assignment in the Senate. This bill adds appointees of any state Board or Commission to the list of public officers that must file financial disclosure statements.

- **Update of Computers and Database**– Ms. Bolf stated that the Board computer system and database need to be updated. She is having security features added and the database modified for better efficiency. Ms. Bolf has contracted with Mr. David Oake to work on the computer system and eventually update the website.
- **Housing Discussion** - Ms. Bolf presented specifications for moving the Board office to a different building due to continued rent increases and possible safety issues. Ms. Bolf handed out brochures to the Board members that outlined 3300 Tower located at Camelback and Osborne. Ms. Bolf also noted that several other Boards were interested in sharing the space as well as possibly sharing staff which would decrease Board expenditures greatly.

**13. DISCUSSION/DECISION REGARDING THE CHAIR'S AD HOC "OVERSITE COMMITTEE" AND ITS ASSISTANCE TO BOARD STAFF ON THE MONITORING AND IMPLEMENTATION OF BOARD ORDERS AND CONSENT AGREEMENTS – Dr. Paul and Ms. Kamm.**

Dr. Paul expressed that perhaps Board staff should give licensees on compliance orders a "courtesy call" regarding compliance with their Board Orders 30 days before their expiration. After discussion the Board stated that it was the licensee's responsibility to remain in compliance with and complete their Board order in a timely manner prior to its expiration.

**14. DISCUSSION/DECISION REGARDING THE DEVELOPMENT OF A POLICY STATEMENT REGARDING COMPLAINTS FILED AGAINST FORENSIC PSYCHOLOGISTS AND THE DEVELOPMENT OF AN INFORMED CONSENT AGREEMENT FOR POSSIBLE REIMBURSEMENT ON ATTORNEY FEES – Dr. Karp**

Dr. Karp presented the issue that forensic psychologists are often the targets within court cases and custody battles. It was suggested that Forensic Psychologists be allowed to place a statement within their informed consent agreement to state that any frivolous complaints filed against them by clients would be litigated at the cost of the client if the complaint was dismissed without merit. After discussion, the Board stated that it would be best for the Board not to take a position of this matter at this point without further research and discussion. In the interest of time, the matter was tabled for further discussion at a future Board meeting.

**15. DISCUSSION REGARDING ARC PROCEDURES/STATUTE ISSUES – Dr. Mellott, Dr. Wechsler, & Ms. Hinckley**

Dr. Mellott opened the discussion regarding the statutes and their interpretation regarding specific supervision questions contained within the application itself. Beth Campbell, the Assistant AG, stated that as long as the applicants are attesting, within their supervision application, that their internship has fulfilled the specific requirements, their internship contract should meet the statute requirements of A.R.S. §32-2071.

**16. LICENSING REPORT**

- **New Licenses Issued** – Ms. Hinckley reported that the Board had licensed the following nine psychologists since the April 4, 2008 meeting:

3961	Nitika Singh, Ph.D.
3962	Thomas Fulks, Psy.D.
3963	Holly Zaman, Psy.D.
3964	Carin Ness-Grzelak, Ph.D.
3965	William Mobley, Ph.D.
3966	Denny Peck, Ph.D.
3967	Karen Schwartz, Ph.D.
3968	Allison Berger, Psy.D.
3969	Emilie Karlin, Ph.D.

Ms. Hinckley reported that the Board had licensed twenty eight psychologists in all this year, which compared to thirty five licenses issued by this time last year.

- **EPPP Results** – Ms. Hinckley next reported that eleven applicants had passed the Examination for Professional Practice in Psychology in between May and June 2008.

**Pass**

Barbara Baumgardner, Ph.D.  
Allison Berger, Psy.D.  
Abby Friedman, Ph.D.  
Thomas Fulks, Psy.D.  
Emilie Karlin, Ph.D.  
William Mobley, Ph.D.  
Denny Peck, Ph.D.  
Holly Zaman, Psy.D.

- **New Applications** – Ms. Hinckley reported that the Board had received forty two new applications for the 2008 calendar year as compared to fifty seven applications received by this time last year.

**17. INVESTIGATIONS REPORT**

- **New Cases Received** – Ms. Kamm reported that since the April 4, 2008 Board meeting, the Board has received ten new complaints, which totals twenty one complaints received for the 2008 calendar year.
- **Cases Resolved** – Ms. Kamm reported that, for the calendar year, eight cases have been dismissed at the CSC level, one case has been referred to the full board, and one case closed. Five cases are on the June 11, 2008 CSC agenda and 7 cases are currently being investigated.

**18. COUNSEL REPORT –Assistant Attorney General**

Ms. Campbell informed the Board that there is no new information from the Attorney General's office.

## 19. DISCUSSION/DECISION REGARDING APPLICATIONS

### ➤ **REQUESTING APPROVAL TO SIT FOR THE EPPP**

Dr. Mellott made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants having obtained a doctoral degree in psychology as required under A.R.S. § 32-2071, be approved to sit for the Examination for Professional Practice in Psychology (EPPP):

- James Bludwoth, Ph.D.
- Beth Elia, Psy.D.

### ➤ **REQUESTING APPROVAL TO SIT FOR THE EPPP & LICENSURE**

Dr. Mellott made a motion, seconded by Dr. Wechsler, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants, having met the requirements of A.R.S. § 32-2071 and A.A.C. R4-26-203, be approved to sit for the EPPP and for licensure upon receipt of a passing score of 70% or better, and payment of the pro-rated original license fee:

- Gary Denny, Psy.D.
- Serena Gorguiero, Psy.D.
- Stephen Neal, Ph.D.
- Lynn Nunemacher, Psy.D.
- Brent Randall, Psy.D.
- Jessica Sage, Psy.D.
- William Schultz, Ph.D.
- Amy Tilley, Ph.D.
- Traci Williams, Ph.D.

### ➤ **REQUESTING LICENSURE BY WAIVER**

Dr. Mellott made a motion, seconded by Dr. Wechsler, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants, having met the requirements of A.R.S. § 32-2071.01(A), be approved for licensure"

- Lee Underwood, Psy.D.

### ➤ **REQUESTING LICENSURE BY CREDENTIAL**

Dr. Mellott made a motion, seconded by Dr. Wechsler, and unanimously carried (8-0), with Ms. Del-Colle absent, to ratify the issuance of licensure by credential to the following applicants, who had met the requirements of A.R.S. § 32-2071.01(B):

- CJ Reichert-Boggs, Ph.D.

### ➤ **REQUESTING LICENSURE FOLLOWING COMPLETION OF POST-DOC**

Dr. Paul made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants, having met the requirements of A.R.S. § 32-2071.01(A), having completed her post-doctoral hours, be approved for licensure upon payment of the pro-rated original license fee and passing the EPPP with a 70% or better.

- Barbara Baumgardner, Ph.D.
- Abby Friedman, Ph.D.

## 20. NEW BUSINESS/AGENDA ITEMS FOR FUTURE MEETINGS

Dr. Wiggins requested that an agenda item regarding the roles of the Executive Committee be discussed at a future Board meeting. Dr. Lovejoy asked that the issues tabled for discussion at this meeting be placed on the agenda for the August 2, 2008 Board meeting, including the discussion of Forensic Psychologists and Statute changes.

**20. ADJOURNMENT**

There being no further business to come before the Board, a motion was made by Dr. Lovejoy, seconded by Dr. Paul, and unanimously carried (8-0), with Ms. Del-Colle absent, to adjourn the meeting at 5:10 p.m.

**Prepared by:**  
**Meghan B. Hinckley**  
**Acting Director/Deputy Director**

**Respectfully submitted,**

**Ramona Mellott, Ph.D.**  
**Secretary**